

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER PC25264A U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/372524
INTERNATIONAL APPLICATION NO. PCT/IB2004/002919	INTERNATIONAL FILING DATE September 6, 2004	PRIORITY DATE CLAIMED September 17, 2003
TITLE OF INVENTION CRYSTALLINE FORMS OF R-(R*,R*)-2-(4-FLUOROPHENYL)-BETA,DELTA-DIHYDROXY-5-(1-METHYLETHYL)-3-PHENYL-4-[(PHENYLAMINO)CARBONYL]-1H-PYRROLE-1-HEPTANOIC ACID		
APPLICANT(S) FOR DO/EO/US CAMPETA, Anthony M.; KRZYZANIAK, Joseph F.; LEONARD, Jason A.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). <p>Items 11 to 20 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 		

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U.S. APPLICATION NO. (if known, see 37 CFR 1.51) 10/572324	INTERNATIONAL APPLICATION NO. PCT/IB2004/002919	ATTORNEY'S DOCKET NUMBER PC25264A	
20. <input checked="" type="checkbox"/> Other items or information: Copy of Specification w/ Drawings Statement as Provided by 37 C.F.R. 1.97 International Search Report International Preliminary Examination Report Certificate of Express Mail			
The following fees have been submitted		CALCULATIONS	PTO USE ONLY
21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a))..... \$300		\$ 300.00	
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 All other situations..... \$200		\$ 200.00	
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB..... \$400 All other situations..... \$500		\$ 500.00	
TOTAL OF 21, 22 and 23 =		1,000.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.			
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE
- 100 =	/50 =	0	x \$250
			\$
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).		\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	15 - 20 =	0	x \$ 50
Independent claims	14 - 3 =	11	x \$200
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		+ \$360	\$
TOTAL OF ABOVE CALCULATIONS =		\$ 2,200.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.			
SUBTOTAL =		\$ 3,200.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).		\$	
TOTAL NATIONAL FEE =		\$ 3,200.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		\$	
TOTAL FEES ENCLOSED =		\$ 3,200.00	
		Amount to be refunded:	\$
		Amount to be charged	\$

10/572324

USPTO Rec'd 10/11/2005

PTO-1390 (Rev. 07-2005)

Approved for use through 3/31/2007. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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- a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 23-0455 in the amount of \$ 3,200.00 to cover the above fees.
A duplicate copy of this sheet is enclosed.
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- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

Customer No. 28880

Warner-Lambert Company, LLC
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Ann Arbor, Michigan 48105



SIGNATURE

Christine S. Lee

NAME

42,788

REGISTRATION NUMBER

10/57721

WP121001

MAR 2006

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Anthony Michael Campeta, et al.

Docket No.

PC25264A

Serial No.

Filing Date

Examiner

Group Art

Invention:

CRYSTALLINE FORMS OF R-(R*,R*)-2-(4-FLUOROPHENYL)-BETA,DELTA-DIHYDROXY-5-(1-METHYLETHYL)-3-PHENYL-4-[(PHENYLAMINO)CARBONYL]-1H-PYRROLE-1-HEPTANOIC ACID

I hereby certify that this Patent Application Under 35 U.S.C. § 371

(Identify type of correspondence)

Is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under

37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on March 17, 2006

(Date)

Linda A. Zerby

(Typed or Printed Name of Person Mailing Correspondence)



(Signature of Person Mailing Correspondence)

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1. TRANSMITTAL LETTER IN DUPLICATE (2 PGS)
2. INTERNATIONAL APPLICATION WO 2005/026116 A1 (28 PGS)
3. OATH AND DECLARATION (1 PG)
4. INFORMATION DISCLOSURE STATEMENT (FORM PTO 1449) (3 PGS) W/ CITED REFERENCES
5. STATEMENT AS PROVIDED BY 37 CFR 1.97(B) (2 PGS)
6. SPECIFICATION (14 PGS) W/DRAWINGS (4 PGS)
6. PRELIMINARY AMENDMENT
7. APPLICATION DATA SHEET (2 PGS)
8. POWER OF ATTORNEY (3 PG)
9. PCT INTERNATIONAL SEARCH REPORT (1 PGS)
10. INTERNATIONAL PRELIMINARY EXAMINATION REPORT (9 PGS)
11. CERTIFICATE OF MAILING BY EXPRESS MAIL (1 PG)
12. RETURN POSTCARD

 EXPRESS MAIL NO. EV545395338US
 DOCKET NO. PC25264A